

**CITY OF SHOREVIEW
MINUTES
REGULAR CITY COUNCIL MEETING
November 16, 2015**

CALL TO ORDER

Mayor Martin called the regular meeting of the Shoreview City Council to order at 7:00 p.m. on November 16, 2015.

PLEDGE OF ALLEGIANCE

The meeting opened with the Pledge of Allegiance.

ROLL CALL

The following members were present: Mayor Martin; Councilmembers Johnson, Quigley, Springhorn and Wickstrom.

APPROVAL OF AGENDA

MOTION: by Councilmember Wickstrom, seconded by Councilmember Springhorn to approve the November 16, 2015 agenda as submitted.

VOTE: Ayes - 5 Nays - 0

PROCLAMATIONS AND RECOGNITIONS

Mayor Martin noted the wonderful Lighting Ceremony earlier in the evening but asked for a moment of silence to remember and recognize that the lights went out in Paris this week.

CITIZEN COMMENTS

There were none.

COUNCIL COMMENTS

Mayor Martin:

On Tuesday, November 17, 2015, there will be the first indoor Farmers' Market at the Community Center from 3:00 to 6:00 p.m. Many vendors and customers have requested this opportunity. The indoor Farmers' Market will run every third Tuesday through the winter.

The Community Center is celebrating its 25th Anniversary next weekend. Many special events are being held with "roll back" prices on Saturday. There is a Dive-in Movie Friday evening. Residents are urged to check the City website for information on all activities.

There are vacancies on City commissions and committees. It is a good way to become involved. The City website has a listing of all current vacancies. Anyone interested is urged to apply. The deadline for receiving applications is November 30, 2015.

Councilmember Johnson:

On December 3, 2015, at 5:30 p.m., the Shoreview Foundation will host its *Evening with Friends*. This year will feature Kate Herzog from A House of Talents. Details are on the City's website.

Councilmember Quigley:

The Volunteer Recognition Event will be at 5:30 p.m. on Thursday, November 19, 2015. The Citizen of the Year award will be presented at that time.

Councilmember Wickstrom:

The Shoreview Northern Lights Variety Band will hold their holiday concert December 12, 2015, at Benson Great Hall at Bethel University. Carriage rides will begin at 6:30 p.m. All are urged to get tickets early, as the concert is often sold out.

Mayor Martin congratulated Councilmember Wickstrom on her award as *Friend of the Shoreview Northern Lights Variety Band* this year.

Councilmember Springhorn:

At this time at the Shoreview Library, the Shoreview Historical Society is hosting a program on Jim Radford's photography of Shoreview.

City Hall will be closed Thursday, November 26 and Friday, November 27 for the Thanksgiving holiday. The Community Center will be open on Thanksgiving from 5:00 a.m. to noon and regular hours on Friday.

CONSENT AGENDA

MOTION: by Councilmember Johnson, seconded by Councilmember Wickstrom to adopt the amended Consent Agenda for November 16, 2015, and all relevant resolutions for item Nos. 1 through 9:

1. November 2, 2015 City Council Meeting Minutes
2. Receipt of Committee/Commission Minutes:
 - Economic Development Authority, October 12, 2015
 - Economic Development Commission, October 20, 2015
 - Parks and Recreation Commission, October 22, 2015
 - Planning Commission, October 27, 2015
 - Human Rights Commission, October 28, 2015
3. Monthly Reports:
 - Administration Monthly Report
 - Finance Monthly Report
 - Public Works Monthly Report

- Park and Recreation Monthly Report
- 4. Verified Claims in the Amount of \$1,085,573.23
- 5. Purchases
- 6. Developer Escrow Reductions
- 7. Change Order #2 and Payment #4 (Final) - Lexington Avenue/County Road F Water Main, CP 15-06
- 8. Authorize Professional Services Agreement for Engineering Services - Water Main Relocation Associated with I-694 Third Lane Project, CP 15-10
- 9. Approval of Advance Resignation Notice Program

VOTE:

Ayes - 5

Nays - 0

PUBLIC HEARING

FINAL PLAT, FINAL PUD AND VACATION OF PUBLIC EASEMENT - SOUTHVIEW SENIOR LIVING, 4710 CUMBERLAND STREET

City Attorney Beck stated that proper notice has been given for the public hearing.

Presentation by City Planner Kathleen Castle

This application includes: 1) a vacation request is for platted drainage and utility easements; 2) Final Plat approval to re-plat property into one parcel and dedicate new drainage and utility easements; and 3) Final Planned Unit Development (PUD) approval for the expansion of senior housing for a 32-unit apartment building.

The Final PUD includes flexibility from City standards granted at the Development Stage Review of the PUD related to height of the building, setbacks from Hodgson Road and required parking. The setback required is 44 feet; the structure setback will be 28.8 feet. The maximum height allowed is 35 feet; the new building will be 39 feet. The parking ratio set by the City is 2.5 stalls per unit; this building will have 1.9 stalls per unit.

Since the Development Stage Review, the plan has been revised to include pervious pavement in the parking lot and added landscaping to the north to provide screening for the adjacent residential land uses. The number of replacement trees planned exceeds the City's requirement. Amendments have been made to the Development Agreement to reflect the current plan.

Staff finds that the proposal is consistent with the Comprehensive Plan, the City's Development Code and previous approvals. The new building will not adversely impact surrounding properties, and the new easements will be dedicated with the Plat. Staff's recommendation is to hold the public hearing for the vacation and final approval of the project.

Councilmember Quigley asked if the sidewalk on the northwest corner of the building is for a fire exit. Ms. Castle explained that it is a connection sidewalk to the Hodgson Road trail.

Mayor Martin noted that the City of North Oaks will be putting in a trail along Hodgson Road from Chippewa School that will go by this property.

Mayor Martin opened the public hearing. There were no comments or questions.

MOTION: by Councilmember Wickstrom, seconded by Councilmember Springhorn to close the public hearing at 7:17 p.m.

VOTE: Ayes - 5 Nays - 0

MOTION: by Councilmember Quigley, seconded by Councilmember Wickstrom to adopt Resolution #15-108 approving the vacation request, and to approve the Final Plat and Planned Unit Development - Final Stage as requested by Southview Senior Communities for the properties at 4710 Cumberland Street, and to authorize execution of the Amendment No. 2 to the Master Planned Unit Development Agreement, all subject to the following conditions:

Final Plat

1. The approval permits the development of a multi-dwelling senior residential development with two buildings on the single lot. The existing 105-unit building and associated site improvements will remain. A new 3-story, 32-unit apartment building will be constructed.
2. A public use dedication fee shall be submitted as requested by ordinance prior to release of the Final Plat by the City.
3. The Final Plat shall include drainage and utility easements along the property lines and over storm water management infrastructure areas.

Planned Unit Development - Final Stage

1. Approval permits the use of the property for high-density senior residential.
2. This approval permits the construction of a 3-story, 32-unit senior apartment building in accordance with the plans submitted as part of this application.
3. The applicant is required to enter into an amendment to the existing Development Agreement with the City, and this Agreement shall be executed prior to the issuance of any permits for this project.
4. Landmark trees removed shall be replaced, as shown on the submitted landscape plan which shows replacement trees at a ratio exceeding three replacement trees for each landmark tree removed.
5. Approval of the construction plans is required by the Public Works Director, Building Official and City Planner prior to the issuance of a grading or building permit for this development.

This approval is based on the following findings:

Vacation

1. The property is being re-platted, and the drainage and utility easements will no longer serve a public interest.

Planned Unit Development - Final Stage and Final Plat

1. The proposal supports the policies in the City's Comprehensive Plan relating to land use and housing.
2. The subdivision complies with the City's development code standards for plats and residential development.
3. The proposed residential use will not adversely impact the planned land use of the surrounding property.
4. The Final Plat and Final PUD are consistent with the previous City approvals.

ROLL CALL: Ayes: Johnson, Quigley, Springhorn, Wickstrom, Martin
Nays: None

GENERAL BUSINESS**AUTHORIZATION TO PUBLISH AN INTENT TO FRANCHISE NOTICE FOR A CABLE FRANCHISE****Presentation by Assistant to City Manager Rebecca Olson**

Approval of this notice of intent sets out the application requirements for qualified entities interested in constructing a cable franchise to provide cable service. The process for a new franchise is specified in Minnesota statutes. The notice of intent is the first step in the process. The notice of intent must be published for two consecutive weeks, establish a deadline for the application and set a public hearing date for the franchise.

Earlier in the year, the City Council met with a representative from CenturyLink regarding the product of PRISM TV. At that time, the Council decided to first complete negotiations with Comcast, which has been done. At this time, publication of the notice of intent would allow an application from CenturyLink should there be an interest. The application deadline is in January with the public hearing deadline shortly afterwards. A \$7500 fee is required to cover costs in reviewing application materials.

Mayor Martin asked if CenturyLink has indicated a continued interest. Ms. Olson responded that the representative from CenturyLink has expressed interest and is pleased the City is beginning this process.

Councilmember Wickstrom stated that the notice of intent is not exclusive to CenturyLink. Any company interested would be allowed to apply.

Councilmember Quigley asked if the City might receive a number of surprise applications due to the competitiveness in this field. Mr. Schwerm stated that several cities with higher densities, including Minneapolis, are involved and have gone through this process. It is unlikely that there would be a surprise application. CenturyLink is interested because they have infrastructure already in place in most cities throughout the area.

MOTION: by Councilmember Wickstrom, seconded by Councilmember Springhorn to authorize staff to publish a notice of intent to consider an application for a franchise for qualified entities interested in constructing a cable franchise and providing cable service in Shoreview.

Discussion:

Mayor Martin noted that residents have encouraged the City to offer more choices.

ROLL CALL: Ayes: Quigley, Springhorn, Wickstrom, Johnson, Martin
Nays: None

ADJOURNMENT

MOTION: by Councilmember Johnson, seconded by Councilmember Springhorn, to adjourn the meeting at 7:27 p.m.

Mayor Martin wished everyone a Happy Thanksgiving.

VOTE: Ayes - 5 Nays - 0

Mayor Martin declared the meeting adjourned.

THESE MINUTES APPROVED BY COUNCIL ON THE 7TH DAY OF DECEMBER 2015.

Terry Schwerm
City Manager